Lsp

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

CIVIL APPLICATION NO.4276 OF 2007
IN
FIRST APPEAL NO. 73 of 2006

Nandkishor Vasant Jadhav ...Applicant
v/s.

Smt. Jayashree Shankar Dhane & others ...Respondents

Ms.Mohite i/b. K.V.Saste for the Applicant
Mr. Hitesh Bhutekar i/b. Uday Warunjikar for
Respondent nos. 1 to 5

CORAM : ANOOP V. MOHTA,J.
DATED : 8th October, 2007

P.C.

By the order dated 8-3-2007, this Court has granted the stay of impugned judgement and order with direction to appellant to deposit the amount of Rs. 2,50,000/- within a period of three months with specific observation that "if compliance is not made within time, interim stay will stand vacated without reference to the Court."

2. The Learned counsel appearing for the Respondents makes statement that they have not deposited Rs. 2,50,000/- till this date.

3. Learned Counsel appearing for the appellant in view of the application for extension of time to deposit the amount as ordered, for want of instructions unable to make the positive statement in this regard. The said application itself is pending since August 2007. In view of the conditional order passed on 8-3-2007 as the stay already stand vacated, there is no question of extension of any time to deposit the money. As the present application itself has been moved after the expiry of three months, there is no substance in the application. The Application is rejected accordingly.

[ANOOP V. MOHTA,J.]